

FORM PTO-1083  
MAIL STOP: AMENDMENT  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450



Docket No.: 300.1003CON  
Date: April 5, 2005

In re Application of: Chih-Ming CHEN, et al.  
Serial No.: 10/603,254  
Filed: June 25, 2003  
For: HMG-COA REDUCTASE INHIBITOR EXTENDED RELEASE FORMULATION

Sir:

Transmitted herewith is a **Supplemental Information Disclosure Statement** in the above-identified application.

- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.  
☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.  
☒ No fee for additional claims is required.  
☐ A filing fee for additional claims calculated as shown below, is required:

(Col. 1)		(Col. 2)		SMALL ENTITY		OR	LARGE ENTITY	
FOR:	REMAINING	HIGHEST		RATE	FEE		RATE	FEE
	AFTER	PREVIOUSLY	PRESENT					
	AMENDMENT	PAID FOR	EXTRA					
TOTAL CLAIMS	* Minus**	=	0	x \$ 9	\$		x \$ 18	\$
INDEP. CLAIMS	* Minus***	=	0	x \$ 42	\$		x \$ 84	\$
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+	\$140	\$	+	\$280

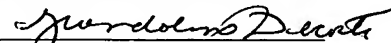
TOTAL: \$ OR TOTAL: \$

- \* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
\*\*\* if the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- ☒ Also transmitted herewith are:  
☒ Other: Form PTO 1449
- ☒ Check(s) in the amount of **\$180.00** is/are attached to cover:  
☐ Filing fee for additional claims under 37 C.F.R. 1.16  
☒ Other: Information Disclosure Statement
- ☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.
- ☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
Robert J. Paradiso, Reg. No. 41,240  
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485 Seventh Avenue, 14<sup>th</sup> Floor  
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Fax: (212) 736-2427

I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with sufficient postage to the United States Postal Service as "first class mail" in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on April 5, 2005.  
DAVIDSON, DAVIDSON & KAPPEL, LLC

BY:   
Guendoline Decosta



300.1003CON

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Re: Application of: Chih-Ming CHEN, et al.  
Serial No.: 10/603,254  
Filed: June 25, 2003  
For: **HMG-COA REDUCTASE INHIBITOR  
EXTENDED RELEASE  
FORMULATION**  
Art Unit: 1614  
Examiner: Sharmila S. Gollamudi

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §1.56**

Mail Stop: Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

April 5, 2005

Sir:

In accordance with Applicant's duty of disclosure under 37 C.F.R. §1.56 and the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants hereby make of record the documents listed on the accompanying Form PTO-1449 for consideration by the Examiner in connection with the examination of the above-identified patent application.

Applicants note that the references listed on the accompanying Form PTO-1449 were cited in an Office Action for the corresponding parent application, U.S. Application Serial No. 09/534,576.

04/08/2005 AWONDAF1 00000053 10603254

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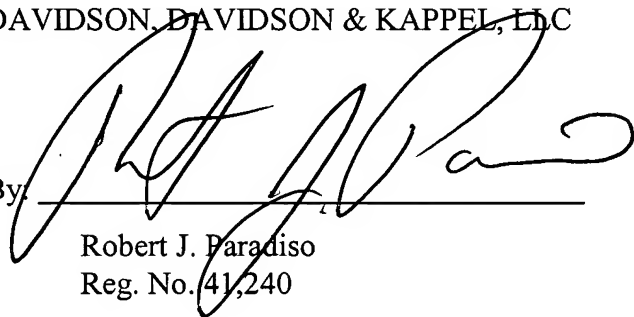
This Information Disclosure Statement and accompanying Form PTO-1449 are being filed under C.F.R. § 1.97(c), before the mailing of a final Office Action. Accordingly, a check in the amount of \$180.00 is enclosed to cover the fee associated with the filing of this Information Disclosure Statement. In the event any additional fee is due or any overpayment made in connection with the filing of this Information Disclosure Statement, the Commissioner is hereby authorized to charge said deficiency or credit overpayment to our Deposit Account No. 50-0552.

It is respectfully requested that the reference cited on the accompanying Form PTO-1449 be considered and made of record.

Respectfully submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By

A large, stylized handwritten signature in black ink, appearing to read 'R. J. Paradiso', is written over a horizontal line.

Robert J. Paradiso  
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FORM PTO-1449 (REV. 7-80)										U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE										ATTY. DOCKET NO. 300.1003CON					SERIAL NO. 10/603,254									
LIST OF REFERENCES CITED BY APPLICANT  (Use several sheets if necessary)																									APPLICANTS Chih-Ming CHEN, et al.									
																									FILING DATE June 25, 2003									
U.S. PATENT DOCUMENTS																																		
EXAMINER INITIAL												DATE		NAME		CLASS		SUB- CLASS		FILING DATE IF APPROPRIATE														
		AA		6		4		8		5		7		4		8		11/02		Chen et al.		424		482										
		AB		5		9		1		6		5		9		5		06/99		Chen et al.		424		480										
		AC		5		6		6		8		1		3		4		09/1997		Klimstra et al.		514		253.08										
		AD		5		3		7		6		3		8		3		12/94		Alberts et al.		424		473										
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<small>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</small>																																		